

DELEGATION OF AUTHORITY

DATE: 02-04-2020

TOXIC SUBSTANCES CONTROL ACT
12-5: Management of Polychlorinated Biphenyls (PCBs)

1. PURPOSE AND LEGAL AUTHORITY

- A. Purpose. To redelegate the authorities contained in Delegation 12-5 issued by EPA Headquarters on January 9, 2008.
- B. Authority. To perform the functions and responsibilities pursuant to section 6(e) of the Toxic Substances Control Act (TSCA) and regulations codified in 40 CFR part 750 and part 761:
- a. To grant, deny, and revoke TSCA PCB coordinated approvals;
 - b. To grant an application for variance from performance criteria applicable to a boiler that burns used oil;
 - c. To approve or deny applications for risk-based sampling, cleanup, storage, decontamination, or disposal of PCBs;
 - d. To require, allow, restrict, or prohibit PCB management activities based on a finding that the activity does or does not present an unreasonable risk of injury to health or the environment;
 - e. To approve or deny permit applications to operate PCB storage or disposal facilities;
 - f. To approve or disapprove a self-implementing cleanup of or changes to an approved cleanup of PCB remediation waste;
 - g. To approve requests to collect a surface sample from a natural gas pipe segment or pipeline section where the surface area is $<100 \text{ cm}^2$;
 - h. To waive notification of commencement of research and development for disposal activity or of self-implementing cleanup of PCB remediation waste;
 - i. To request or require information on the nature, date, location, and extent of PCB contamination;
 - j. To extend the limits on volume, concentration or duration for PCB disposal activities and to extend the time limits for complying with PCB regulations, where the regulation specifically authorizes such extensions;
 - k. To approve changes in ownership or operational control of a commercial storage facility; and,
 - l. To approve, approve modifications to, or release owners or operations from closure plans for commercial storage facilities.

2. TO WHOM DELEGATED

- A. The authorities under 1.B.(a), 1.B.(b), 1.B.(c), 1.B.(d), and 1.B.(e), are redelegated to the Director of the Superfund and Emergency Management Division and the Director of the Land, Chemicals, and Redevelopment Division.

**ENVIRONMENTAL PROTECTION AGENCY
REGION 1 – BOSTON**

**CLASS NO. 1200
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- B. The authorities under 1.B.(f), 1.B.(g), 1.B.(h), 1.B.(i), 1.B.(j), 1.B.(k), and 1.B.(l), are redelegated to the Director of the Superfund and Emergency Management Division, the Director of the Land, Chemicals, and Redevelopment Division and are further redelegated to the Branch Chief of the Land, Chemicals, and Redevelopment Branch.

3. REDELEGATION AUTHORITY


- A. Authorities 1.B.(f), 1.B.(g), 1.B.(h), 1.B.(i), 1.B.(j), 1.B.(k), and 1.B.(l) may be further delegated to the Branch Chief level, or equivalent, of the Superfund and Emergency Management Division and no further.
- B. Authorities 1.B.(a), 1.B.(b), 1.B.(c), 1.B.(d), and 1.B.(e) may not be further delegated.
- C. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

4. LIMITATIONS

- A. The authorities delegated above in 1.B. may only be exercised in regard to facilities that operate or activities that take place only in Region 1.

5. ADDITIONAL REFERENCES: None.

SUPERSESSSION: Region 1 Delegation of Authority 12-5 signed May 15, 2008.

 2/4/20

Dennis Deziel

Date

Regional Administrator

 02/04/20

Nancy Barmakian

Date

Acting Director, Land, Chemicals and Redevelopment Division

 2/4/20

Bryan Olson

Date

Director, Superfund and Emergency Management Division